

MT LEGISLATIVE HISTORY

Chapter 692 1991

Bill H 650 S _____

Original bill & hist. C

H. Committee on State Administration

S. Committee on Local Government

Hearing Date(s) Feb 19 ✓ C

Hearing Date(s) Mar 19 ✓ C

_____ C

Apr 02 ✓ C

_____ C

_____ C

_____ C

_____ C

Date Out Feb 19 ✓ C

Apr 02 ✓ C

Did this bill originate in an interim committee? Yes No

Committee _____

Report _____

Note: A Conference Committee was
appointed. Their minutes were not
recorded.

CHAPTER NUMBER 456

EFFECTIVE DATE: 10/01/91

HB 647 INTRODUCED BY SCHYE, ET AL
INCREASE FOUNDATION PROGRAM SCHEDULES
FOR 1992 AND 1993 SCHOOL YEARS
BY REQUEST OF OFFICE OF PUBLIC INSTRUCTION

2/06 INTRODUCED
2/06 REFERRED TO EDUCATION & CULTURAL RESOURCES
2/06 FIRST READING
2/06 FISCAL NOTE REQUESTED
2/11 FISCAL NOTE RECEIVED
2/15 HEARING
2/15 FISCAL NOTE PRINTED
3/23 COMMITTEE REPORT—BILL PASSED
DIED IN PROCESS

HB 648 INTRODUCED BY WANZENRIED, ET AL
REAUTHORIZE LOAN FOR EVERGREEN WASTEWATER PROJECT

2/06 INTRODUCED
2/06 REFERRED TO NATURAL RESOURCES
2/06 FIRST READING
2/07 REFERRED TO APPROPRIATIONS
2/12 HEARING
2/13 COMMITTEE REPORT—BILL PASSED
2/15 2ND READING PASSED
2/19 3RD READING PASSED

92 6
91 8

TRANSMITTED TO SENATE
2/20 FIRST READING
2/20 REFERRED TO FINANCE & CLAIMS
3/07 HEARING
3/07 COMMITTEE REPORT—BILL CONCURRED
3/12 2ND READING CONCURRED
3/13 3RD READING CONCURRED

49 0
49 0

RETURNED TO HOUSE
3/20 SIGNED BY SPEAKER
3/20 SIGNED BY PRESIDENT
3/20 TRANSMITTED TO GOVERNOR
3/25 SIGNED BY GOVERNOR
CHAPTER NUMBER 148

EFFECTIVE DATE: 3/25/91

HB 649 INTRODUCED BY SQUIRES, ET AL
AMENDING TEMPORARY RESTRAINING ORDER
STATUTE TO INCLUDE VERBAL ABUSE

2/06 INTRODUCED
2/06 REFERRED TO JUDICIARY
2/06 FIRST READING
DIED IN COMMITTEE

HB 650 INTRODUCED BY SQUIRES, ET AL
REQUIRE CERTAIN EMPLOYEES ELECTED TO
PUBLIC OFFICE SAME STATUS UPON RETURN

2/06 INTRODUCED
2/06 REFERRED TO STATE ADMINISTRATION
2/06 FIRST READING
2/19 HEARING
2/20 COMMITTEE REPORT—BILL PASSED AS AMENDED
2/23 2ND READING PASSED
2/26 3RD READING PASSED

78 21
71 27

TRANSMITTED TO SENATE

2/27 FIRST READING
2/27 REFERRED TO LOCAL GOVERNMENT
3/19 HEARING
3/22 Tabled IN COMMITTEE
4/02 TAKEN FROM TABLE
4/03 COMMITTEE REPORT—BILL CONCURRED AS AMENDED
4/05 2ND READING CONCURRED
4/06 3RD READING CONCURRED

34 13
35 14

RETURNED TO HOUSE WITH AMENDMENTS
4/09 2ND READING AMENDMENTS NOT CONCURRED
4/11 CONFERENCE COMMITTEE APPOINTED
4/18 CONFERENCE COMMITTEE REPORT NO. 1
4/19 2ND READING CONFERENCE COMMITTEE
REPORT NO. 1 ADOPTED
4/20 3RD READING CONFERENCE COMMITTEE
REPORT NO. 1 ADOPTED

81 16
84 15
64 34

SENATE
4/16 CONFERENCE COMMITTEE APPOINTED
4/18 CONFERENCE COMMITTEE REPORT NO. 1
4/19 2ND READING CONFERENCE COMMITTEE
REPORT NO. 1 ADOPTED
4/20 3RD READING CONFERENCE COMMITTEE
REPORT NO. 1 ADOPTED

49 0
38 9

4/25 SIGNED BY SPEAKER
4/25 SIGNED BY PRESIDENT
4/25 TRANSMITTED TO GOVERNOR
4/27 SIGNED BY GOVERNOR
CHAPTER NUMBER 692

EFFECTIVE DATE: 10/01/91

HB 651 INTRODUCED BY HARRINGTON
REPEAL EXISTING FRATERNAL BENEFIT SOCIETY
LAW AND REPLACE WITH NEW TITLE

2/06 INTRODUCED
2/06 REFERRED TO BUSINESS & ECONOMIC DEVELOPMENT
2/06 FIRST READING
2/06 FISCAL NOTE REQUESTED
2/11 FISCAL NOTE RECEIVED
2/12 FISCAL NOTE PRINTED
3/07 HEARING
3/09 COMMITTEE REPORT—BILL PASSED AS AMENDED
3/12 2ND READING PASSED
3/14 3RD READING PASSED

94 4
96 3

TRANSMITTED TO SENATE
3/15 FIRST READING
3/15 REFERRED TO BUSINESS & INDUSTRY
3/26 HEARING
3/26 COMMITTEE REPORT—BILL CONCURRED AS AMENDED
3/28 2ND READING CONCURRED
4/01 3RD READING CONCURRED

49 0
47 1

RETURNED TO HOUSE WITH AMENDMENTS
4/09 2ND READING AMENDMENTS CONCURRED
4/10 3RD READING AMENDMENTS CONCURRED
4/18 SIGNED BY SPEAKER
4/19 SIGNED BY PRESIDENT
4/19 TRANSMITTED TO GOVERNOR
4/23 SIGNED BY GOVERNOR
CHAPTER NUMBER 586

97 1
97 2

EFFECTIVE DATE: 1/01/92

HB 652 INTRODUCED BY WHALEN, ET AL
REVISE BAD FAITH SUITS AGAINST INSURERS

CHAIRMAN--JAN BROWN

NORMAL SCHEDULE==> SITE: ROOM 312-1

DAYS: M,T,W,T,F

TIME: 8:00 A.M.

SECRETARY--JUDY BURGGRAFF

--BILL NO--	REFER DATE	HEARING DATE	CONSIDERATION DATES	COMMITTEE ACTION	REREFERRED TO COMM	DATE OUT
HB0595	2/04	2/19		PASS AS AMENDED	APPROPRIATIONS	2/21
STRIZICH, BILL			REMOVE 50 YRS OF AGE AS AN ELIGIBILITY REQUIREMENT FOR POLICE RETIREMENT			
HB0599	2/04	2/11		DO PASS		2/11
MERCER, JOHN			REDEFINING THE CALCULATION FOR PENSION BENEFITS FOR VOLUNTEER FIREFIGHTERS			
HB0605	2/05	2/15		DO PASS		2/15
COHEN, BEN			LIMITING SERVICE ON STATUTORY COMMITTEES TO 6 YEARS			
HB0606	2/05	2/19		PASS AS AMENDED		2/20
O'KEEFE, MARK			ESTABLISH A YOUTH VOTING PROGRAM			
HB0624	2/05	2/18		TABLED ON 02/20		
KADAS, MIKE			RANDOM AUDITS OF LOBBYISTS AND CANDIDATES AND APPROPRIATING FEES			
HB0632	2/06	2/14		TABLED ON 02/20		
BROOKE, VIVIAN			REVISE CONFLICT OF INTEREST AND FINANCIAL DISCLOSURE LAW			
HB0633	2/06	2/14		TABLED ON 02/14		
BROOKE, VIVIAN			REVISE ETHICS LAWS FOR LEGISLATORS			
HB0634	2/06	2/13		TABLED ON 02/20		
COHEN, BEN			RESTRICTING CONTRIBUTIONS BETWEEN CANDIDATES AND PACS			
HB0644	2/06	2/12		DO PASS		2/22
REAM, BOB			PAYMENTS TO 3RD PARTIES SUBJECT TO PAC CAMPAIGN CONTRIBUTION LIMITATIONS			
HB0650	2/06	2/19		PASS AS AMENDED		2/20
SQUIRES, CAROLYN			REQUIRE CERTAIN EMPLOYEES ELECTED TO PUBLIC OFFICE SAME STATUS UPON RETURN			
HB0661	2/07	2/14		PASS AS AMENDED	APPROPRIATIONS	3/20
BROWN, LASH			PROVIDE A GUARANTEED ANNUAL INCREASE TO MONTHLY BENEFITS UNDER PERS			

participate in the state's democratic process at all levels without the fear of having their job taken away from them. This bill would send a message to all Montana employees and employers that this Legislature is serious about their right to participate in the proceedings of city, county and state government. HB 650 would allow employees elected to public office to receive the same status upon their return without a penalty of a downgrade or loss of seniority.

Proponents' Testimony:

Tom Schneider, Montana Public Employees Association, said they want to go on record for supporting HB 650 for all the reasons mentioned by Rep. Squires. The present law, while good, leaves an employee at the whim of their employer as to how they participate and operate in the legislative process. He would not like to see a Legislator's placement on their previous job subjected to how they voted on certain bills while serving. That potential exists. Once a provision has been put into law that decrees that an employee can return to their previous position, it makes it clear they are free to serve the way they were elected to serve.

Don Judge, Montana AFL-CIO, said the original bill granting people the right to take a leave of absence or to be excused from their office for 180 days a year was passed because of Rep. Joseph Magone, Mineral County, who worked for a lumber mill. He was having difficulties obtaining time off to serve following his election. He introduced a bill to guarantee that anyone in Montana would have the right to take up to 180 days leave per year to serve in public office if elected. It does not apply to the time it takes to run for office; campaigning is still done on an individual's own time. HB 650 will resolve the problem with what happens after 180 days when the Legislator returns to his job. The present law does not guarantee the same or comparable position with the same employer. Anyone who takes the time out to serve as a Legislator, should be guaranteed their same position. This is a good bill and deserves a DO PASS.

Mark Langdorf, Field Representative, American Federation of State, County and Municipal Employees, testified that HB 650 "takes one more rock out of the road for those people who serve as our Legislators." Since it would lift a burden from their minds, it would make them more efficient at doing their job and they could better serve us.

John McCarthy, Lobbyist, Common Cause\Montana, presented written testimony. EXHIBIT 1

Opponents' Testimony: None

Questions From Committee Members: None

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 52nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON STATE ADMINISTRATION

Call to Order: By CHAIR JAN BROWN, on February 19, 1991, at 8:00 a.m.

ROLL CALL

Members Present:

Jan Brown, Chair (D)
Vicki Cocchiarella, Vice-Chair (D)
Beverly Barnhart (D)
Gary Beck (D)
Ernest Bergsagel (R)
Fred "Fritz" Daily (D)
Ervin Davis (D)
Jane DeBruycker (D)
Roger DeBruycker (R)
Gary Feland (R)
Gary Forrester (D)
Patrick Galvin (D)
Harriet Hayne (R)
Betty Lou Kasten (R)
John Phillips (R)
Richard Simpkins (R)
Jim Southworth (D)
Wilbur Spring (R)
Carolyn Squires (D)

Staff Present: Sheri Heffelfinger, Legislative Council
Judy Burggraff, Committee Secretary

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed.

Announcements/Discussion:

CHAIR BROWN announced the Retirement Subcommittee would be meeting upon adjournment in Room 312-1. She requested the Subcommittee look at the following bills heard today and return with a recommendation by Thursday, February 21: HB 595, HB 724 and HB 760.

HEARING ON HB 650

Presentation and Opening Statement by Sponsor:

REP. CAROLYN SQUIRES, House District 58, Missoula, introduced HB 650, "a good government bill" to encourage citizens to

Closing by Sponsor:

REP. SQUIRES said there is an amendment to HB 650 in the title to strike "OR SIMILAR POSITIONS," and insert "POSITION," and following "positions" to strike the remainder of line 20 through "positions," on Pg. 1, Ln. 21. EXHIBIT 2 It is imperative that an individual who so chooses to serve in the Legislature not only receives their same seniority, status or full-time equivalencies, but they be guaranteed their job upon their return. "It is a real disheartening and upsetting situation . . . (if faced) with the possibility of being placed in another position."

HEARING ON HB 784

Presentation and Opening Statement by Sponsor:

REP. MARK O'KEEFE, House District 45, Helena and Unionville, introduced HB 784 at the request of the secretary of state's office. It is identical to the bill introduced last session that passed the House on a vote of 91 to 7, and was then "indefinitely postponed in the Senate by one vote." HB 784 develops a centralized-voter list to allow for the convenient access of the information by Montanans. It will rid counties of the workload and financial burden of distributing the voter information pamphlets. The fiscal note had not been distributed, so he gave the following brief rundown: The cost savings to counties will be approximately \$100 thousand for the biennium. General Fund revenue will be approximately \$79,218 for the biennium. "It is a money-making bill . . ."

Proponents' Testimony:

Doug Mitchell, Chief Deputy, Secretary of State, said he appeared before the Committee on an identical bill last session. He clarified that the \$79,218 was not a revenue figure but an expenditure figure; 99 percent of the money is for postage. The state will pick up the cost of mailing the voter information pamphlets. HB 784 does two things: 1) it will allow for the secretary of state to maintain a centralized file so that individuals and party candidates wishing a copy of the file of all registered voters in the state may go to only one place instead of 56 in order to obtain it; 2) it will allow the secretary of state to mail the voter information pamphlets. Currently, the secretary of state's office prepares the pamphlets and then mails them to the counties which in turn mails them to everyone. The state can do a more efficient mailing with a centralized list using the lowest bulk rates and by culling the list to make sure only one is mailed to every household. The function is state mandated; it is not fair for the counties to have to pay for it.

Tootie Welker, Montana Alliance for Progressive Policy (MAPP), said one of the goals of MAPP is to register voters and to get them to the polls. The state-wide voter file will help in

happen if Pg. 2, Lns. 4 and 5 were changed from "the last month received" to "the highest consecutive three years." Ms. King replied that the Workers' Comp. issue is really not an issue here. If the Workers' Comp. actually reduced the final average salary computation, it would more than reduce the last month.

REP. KASTEN asked Ms. King to explain why the firefighters are paying 7 percent when the charts only show 6 percent. Ms. King said they pay 6 percent of salaries into the retirement system; 7 percent is withheld from each firefighters' pay, 1 percent of which goes to the Firefighters' Advisory Council to pay for the insurance and for other expenses of the organization.

Closing by Sponsor:

REP. KIMBERLEY pointed out that the firefighters, beside their normal functions, provide emergency medical treatment. This might be an even bigger item than the actual fire fighting services. "My contention, regarding the discussion as to whether the firefighters should be assessed .0029 to pay for the small increase for the discrepancy in the formula, is that they should not have to pay for it. The system is perfectly capable of absorbing that." He suggested that it is "only reasonable that the firefighters retiring with disability benefits have their benefit calculated on equal formulas."

EXECUTIVE ACTION ON HB 274

Motion: REP. GARY FELAND MOVED HB 274 DO PASS.

Motion/Vote: REP. FELAND moved the amendments suggested by Mr. Nachtsheim that would be effective on passage and approval. Motion carried unanimously.

Motion/Vote: REP. FELAND MOVED HB 274 DO PASS AS AMENDED. The motion carried unanimously. EXHIBIT 18A

EXECUTIVE ACTION ON HB 650

Motion: REP. CAROLYN SQUIRES MOVED HB 650 DO PASS.

Motion/Vote: REP. SQUIRES moved her amendment to strike "similar" so an individual could go back to their original position. The motion carried 17 to 2 with Reps. Roger DeBruycker and Simpkins voting no.

Motion: REP. CAROLYN SQUIRES MOVED HB 650 DO PASS AS AMENDED.

Discussion:

REP. SIMPKINS said if a person ran for a job, such as a county commissioner, a job would have to be held open for him until he

served as county commissioner. REP. SQUIRES said the bill only deals with the 180 days that would be allocated to an elected official. REP. SIMPKINS said, "If the county commissioner retires four or five months prior to an election, and an individual is appointed to fill that position and then runs for office and loses, he would be eligible to go right back to his job again." REP. SQUIRES said, "Yes, he would be able to go back to his position."

REP. BARNHART said HB 650 does not have anything to do with running for office; it has to do with "if you are elected to office." If you are appointed to an office and you don't "win" it, you can't go back to the same office. REP. SIMPKINS used the following example: You were working for the county assessor's office as a clerk. The county commissioner retired five months before the election. You are then appointed as county commissioner and run for the office. If you were to lose the election, you would be entitled to go back to the clerks' position in the county assessor's office. REP. SQUIRES said if they are within the 180 days per year that you are allowed as an elected official, then you would return to your original position.

REP. SOUTHWORTH commented that seems "very broad. Weren't you just trying to cover the Legislature?" REP. SQUIRES said, "Basically that is true." But it affects all entities (in the bill). They were included to open up government to people who want to run for elected positions. "Normally this applies more to the Legislature than it does to the city (and) county positions."

REP. SIMPKINS asked if Rep. Beck received concurrence of (Montana Power), his employer, before running for office. REP. BECK said his employer has a policy that encourages their employees to be involved in political processes. His direct supervisor was not too happy about his running, but he did not consult him. He wrote him a letter and informed him of the policy. He did not have any trouble with his company whatsoever. REP. SIMPKINS said companies can afford to let their employees go for a short period. He said he is "speaking against this bill . . . because the independent, small business people . . . who cannot afford to go themselves . . . must hire a temporary (employee) to take the position without any guarantees of keeping the person on so the individual leaving may have a job when he comes back." He did not think it was fair for small business.

REP. BARNHART spoke in favor of the bill. She has permission to go back to her job. She is interested in seeing a Legislature that is "not just business people or farmers or lawyers . . . but a Legislature that has some working people on it. They don't run because their job is often in jeopardy."

REP. BECK said he has worked for his company for 26 years. He thought about running for public office about 10 or 15 years ago.

"Those things addressed in this bill do go through your mind. A company can have a policy, but the people you work for within a company have a large effect (on an individual). There are times, even in a big company, when I elected not to run because I didn't want to get involved in the hassle." He spoke in favor of the bill.

REP. SOUTHWORTH said he thinks the bill is "an excellent idea."

REP. SQUIRES said the law has been in effect that an individual would get the full-time equivalency or whatever your status was when you left your employer. "What I am asking is that you get the same position (when you return). The law has been on the book for two things, what I am doing is changing it to the same position. I think that is only fair." She did speak to her employer before running and asked if it would affect her job. She was told, "no." But there are other people that are not under a collective bargaining arrangement who are jeopardized if they have garnered a position such as a secretarial person. . . . We don't have many people in the Legislature . . . that are shift workers. It is imperative the bill be passed to protect the blue and pink collar-type workers."

Vote: HB 650 DO PASS AS AMENDED. The motion carried 9 to 8 with Reps. Spring and Daily absent for the vote. EXHIBIT 19 and EXHIBIT 19A

EXECUTIVE ACTION ON HB 606

Motion: REP. SOUTHWORTH MOVED HB 606 DO PASS.

Motion/Vote: REP. SOUTHWORTH moved the sponsor amendments. The motion carried unanimously.

Discussion:

REP. GALVIN commented on a situation that happened in Great Falls during the last election when the GREAT FALLS TRIBUNE published a pamphlet on drugs. Within the pamphlet were two political ads, one Democratic and one Republican. The pamphlet was sent home with the school children. He stated it is illegal to send political ads home with school children. "I wanted that brought out in Committee. I am in favor of the bill."

REP. FELAND said he is in favor of the bill, but wants to state that they cannot take a day off of school to go to the polls.

REP. SIMPKINS said he did not want to see a bill where "lollipops and milk shakes were given to come and vote." He said that is what he thinks is happening with HB 606. It would be nice if voters turned out because of the issues and the problems facing the state. "I do not think this bill is necessary. Setting up junior booths could be taken up in the election laws. I am

HOUSE OF REPRESENTATIVES

STATE ADMINISTRATION COMMITTEE

ROLL CALL

DATE 2/19/91

NAME	PRESENT	ABSENT	EXCUSED
REP. JAN BROWN, CHAIR	✓		
REP. VICKI COCCHIARELLA, VICE-CHAIR	✓		
REP. BEVERLY BARNHART	✓		
REP. GARY BECK	✓		
REP. ERNEST BERGSAGEL	✓		
REP. FRED "FRITZ" DAILY	✓		
REP. ERVIN DAVIS	✓		
REP. JANE DEBRUYCKER	✓		
REP. ROGER DEBRUYCKER	✓		
REP. GARY FELAND	✓		
REP. GARY FORRESTER	✓		
REP. PATRICK GALVIN	✓		
REP. HARRIET HAYNE	✓		
REP. BETTY LOU KASTEN	✓		
REP. JOHN PHILLIPS	✓		
REP. RICHARD SIMPKINS	✓		
REP. JIM SOUTHWORTH	✓		
REP. WILBUR SPRING	✓		
REP. CAROLYN SQUIRES			

HOUSE STANDING COMMITTEE REPORT

February 19, 1991

Page 1 of 1

Mr. Speaker: We, the committee on State Administration report that House Bill 650 (first reading copy -- white) do pass as amended.

Signed: Jan Brown
Jan Brown, Chairman

And, that such amendments read:

1. Title, line 6.

Following: "SAME"

Strike: "OR SIMILAR POSITIONS"

Insert: "POSITION"

2. Page 1, lines 20 and 21.

Following: "positions"

Strike: remainder of line 20 through "positions" on line 21



EXHIBIT 1
DATE 2/19/91
HB 650

Testimony of Common Cause\Montana

In Support of HB 650

19 February 1991

P.O. Box 623
Helena, MT
59624
406/442-9251

Madame Chairwoman and members of the House State Administration Committee, for the record my name is John McCarthy, lobbyist for Common Cause\Montana. On behalf of the members of our organization, we would like to speak in support of passing House Bill 650.

House Bill 650 is a good government bill. It will help produce people in government who at one time would have been hesitant to take a position because of the fear of losing their place in their profession. People entering into public service should not be penalized professionally for their donation of time and effort to the citizens of Montana.

Please support House Bill 650.

EXHIBIT 2
DATE 2/15/91
HB 650

Amendments to House Bill No. 650
First Reading Copy

Requested by Representative Squires
For the Committee on State Administration

Prepared by Sheri S. Heffelfinger
February 18, 1991

1. Title, line 6.

Following: "SAME"

Strike: "OR SIMILAR POSITIONS"

Insert: "POSITION"

2. Page 1, lines 20 and 21.

Following: "positions"

Strike: remainder of line 20 through "positions" on line 21

DATE 2/19/91
HB 650

HOUSE OF REPRESENTATIVES
STATE ADMINISTRATION COMMITTEE

ROLL CALL VOTE

DATE 2/19/91 BILL NO. HR 650 NUMBER 1

MOTION: On Pass As Amended

NAME	AYE	NO
REP. VICKI COCCHIARELLA, VICE-CHAIR	✓	
REP. BEVERLY BARNHART	✓	
REP. GARY BECK	✓	
REP. ERNEST BERGSAGEL		✓
REP. FRED "FRITZ" DAILY		
REP. ERVIN DAVIS	✓	
REP. JANE DEBRUYCKER	✓	
REP. ROGER DEBRUYCKER		✓
REP. GARY FELAND		✓
REP. GARY FORRESTER		✓
REP. PATRICK GALVIN	✓	
REP. HARRIET HAYNE		✓
REP. BETTY LOU KASTEN		✓
REP. JOHN PHILLIPS		✓
REP. RICHARD SIMPKINS		✓
REP. JIM SOUTHWORTH	✓	
REP. WILBUR SPRING		
REP. CAROLYN SQUIRES	✓	
REP. JAN BROWN, CHAIR	✓	
TOTAL	9	8

EXHIBIT 191
DATE 2/18/91
HB CSC

Amendments to House Bill No. 650
First Reading Copy

Requested by Representative Squires
For the Committee on State Administration

Prepared by Sheri S. Heffelfinger
February 18, 1991

1. Title, line 6.
Following: "SAME"
Strike: "OR SIMILAR POSITIONS"
Insert: "POSITION"

2. Page 1, lines 20 and 21.
Following: "positions"
Strike: remainder of line 20 through "positions" on line 21

**HOUSE OF REPRESENTATIVES
VISITOR REGISTER**

STATE ADMINISTRATION

COMMITTEE

BILL NO. HB 650

DATE 2/19/91

SPONSOR(S)

REP. SQUIRES

PLEASE PRINT

PLEASE PRINT

PLEASE PRINT

NAME AND ADDRESS	REPRESENTING	SUPPORT	OPPOSE
Henshel Robbins	MISS. D.V. Corp		X
Tom Schauder	IMPEA	✓	
MARK LANGBORT	AFSCME	X	
Walter Smith	MT. Police Int. Assoc	X	
Don Judge	MT STATE AFL-CIO	X	
John McCarthy	Common Cause	X	
Serge Hagerman	AFSCME	✓	
Jan Wright	MEH	✓	
DAN EDWARDS	OCALW	X	

PLEASE LEAVE PREPARED TESTIMONY WITH SECRETARY. WITNESS STATEMENT FORMS ARE AVAILABLE IF YOU CARE TO SUBMIT WRITTEN TESTIMONY.

CHAIRMAN--ESTHER BENGTON
NORMAL SCHEDULE==> SITE: ROOM 405

DAYS: T,TH,S

TIME: 3:00 P.M.

SECRETARY--JOYCE INCHAUSPE-CORSEN

--BILL NO--	REFER DATE	HEARING DATE	CONSIDERATION DATES	COMMITTEE ACTION	REREFERRED TO COMM	DATE OUT
HB0354	4/04	4/09		CONCUR		4/10
SCHYE, TED ALLOW COUNTY COMMISSIONERS TO LEVY UP TO 2 MILLS FOR FIRE CONTROL						
HB0392	2/13	3/07		CONCUR		3/08
HOFFMAN, DAVID REQUIRING AN ORGANIZATIONAL MEETING OF COUNTY TAX APPEAL BOARDS						
HB0480	2/08	3/05		CONCUR		3/06
LEE, THOMAS INCLUDE TOWN EMPLOYEES AMONG THOSE PUBLIC EMPLOYEES ALLOWED MILITARY LEAVE						
HB0497	3/28	4/02		CONCUR AS AMENDED		4/03
DARKO, PAULA REVISE SALARIES OR COMPENSATION FOR VARIOUS COUNTY OFFICERS						
HB0536	2/27	3/19		CONCUR		3/22
BRADLEY, DOROTHY ALLOW FIRE SERVICE AREA TO PROVIDE EMERGENCY MEDICAL AND RESPONSE SERVICES						
HB0602	2/25	3/12		CONCUR AS AMENDED		3/16
DRISCOLL, JERRY BUDGET OF ENTITY APPOINTED BY COUNTY COMMISSION TO BE APPROVED BY COMMISSION						
HB0625	2/25	3/12		CONCUR AS AMENDED		3/16
NELSON, LINDA REVISE HOSPITAL DISTRICT FINANCING						
HB0650	2/27	3/19		CONCUR AS AMENDED		4/03
SQUIRES, CAROLYN REQUIRE CERTAIN EMPLOYEES ELECTED TO PUBLIC OFFICE SAME STATUS UPON RETURN						
HB0706	2/26	3/14		CONCUR AS AMENDED		3/27
COHEN, BEN ESTABLISH LICENSING PROCESS FOR MOTOR VEHICLE WRECKING FACILITIES/GRAVEYARDS						
HB0707	2/27	3/19		ADVERSE RPT ADOPT		3/22
MENAHAH, RED ALLOW TV DISTRICTS TO CONSTRUCT CABLE TELEVISION SYSTEM						
HB0791	2/26	3/14		CONCUR		3/22
BENEDICT, STEVE REVISE SUPERVISION OF SEARCH AND RESCUE PERSONNEL BY COUNTY SHERIFF						

Proponents' Testimony: Fred Hagerty,, Rae Volunteer Fire Department, supported this bill (Exhibit #1).

Gallatin County Fire Council supported this bill by letter (Exhibit #1a).

Tom Kingma, Rae Volunteer Fire Chief, supported this bill by letter (Exhibit #1b).

Drew Dawson, Chief Emergency Medical Services Bureau, DHES, supported this bill (Exhibit #2).

Bill Flyner, Lewis and Clark County Sheriffs Department, and Assistant Rural County Fire Warden for Lewis and Clark County, said that there are 17 fire districts and two are fire service areas in Lewis and Clark County. Many of those fire districts and one of the fire service areas has trained their people in first response service, so they will be able to meet the needs within their districts and areas. We urge the committee to support HB-536.

Bruce Suenram, Missoula Rural Fire District, and The Montana Fire District Association, said they had a bill before this committee, and he urged the same consideration for fire service areas.

Opponents' Testimony: none

Questions From Committee Members: none

Closing by Sponsor: Representative Bradley asked the committee to Concur in HB-536.

HEARING ON HB-650

Presentation and Opening Statement by Sponsor: Representative Carolyn Squires, District 58, said this bill was heard in the House State Administration Committee. She considers this her "Good Government Bill". Basically this bill asks that people, like herself, that run for the Legislature shall be returned to their position from which they left. As many of you know, according to the law, every individual that runs for the Legislature or state government is granted 180 days a year to serve. Upon completion of the term of the Legislature, it is mandated that "thou shall return back to your place of employment after 10 days". What happens in many situations, is that people

are reluctant to run for the Legislature because there is no guarantee, as in the title, line 6, for a similar position. People with a position have the possibility of being decreased to a lesser position are less likely to run for election to an elected position. She said she realizes that this particular law is placed in the Public Employee section, but she reassured the committee that it also deals with people in the private sector. What she is trying to do is promote some good government to encourage people to run. Her scenario is, the woman who has moved up to a hostess position from a waitress position, is not sure that if she is elected to the Legislature that she will be able to return to the hostess position because the law states "similar". What is the definition of similar? So there for she could be removed from the hostess position, and returned to the waitress position. She said these are demeaning professions, but she wanted to state that it is important that you be returned to the position that you left. In her situation, she was working in the Rehab center after bidding to get this position. When she returns she will not return to the Rehab center, but has to go to the Float Pool. After 23 years of longevity at this establishment, and she will have to go to the Float Pool again. This law needs to be changed, so that it will encourage other people to run.

Proponents' Testimony: Tim Bergstrom, Montana State Firemen's Association, supported this bill (Exhibit #3).

Tom Schneider, Montana Public Employers Association, said they support HB-650. He added that it would be good for the employees and the employers and the public at large to have this bill. It would take away any stigma of an employer having some type of control over the employee if the employee ran and was elected, and then had to deal with some legislation that affected the employer. This law keeps everything absolutely clean. The employee does not have to worry about whether the employer likes what he has done in the session. The employer does not have the image that they may have some control over the employee while he serves in the Legislation. This is important, and the law would be good for that reason.

Don Judge, Montana State AFL-CIO, said he just learned the lesson of following 4 other proponents who have said everything that needs to be said about the bill. A number of years ago, Representative Joe McGowan, out of mineral county, was having difficulty with his employer, which was a lumber mill in Superior, in granting him the time off to serve. Joe introduced a bill at that session which was enacted into law, and at that time it was 59-1011. It originally stated that it was "an act that required all employers", and the intent of the legislation has always been to grant this leave to private as well as public sector employees. He is continually amazed, that through the recodification process things are relocated. This is not a bill

that just affects city, county, state, or school district workers. It affects all employees and all employers. It is a good piece of legislation. The AFL-CIO is fairly active in politics in Montana, and we attempt to encourage our members to run for office from both the public and private sector. One of the greatest difficulties we have with these workers is convincing them that when their public service is through, they will have a job to return to. The law currently requires a leave of absence to be granted, but does not require that their specific job to be available to them when they return. We think this is a good piece of legislation, and it applies fairly to Republicans, Democrats, Independents, and Libertarians. It simply requires that they be granted the same job when they finish their public service. We urge you to give this a Do Pass recommendation.

C.B. Pierson, Executive Director, Common Cause of Montana, said they stand in support of this bill. It makes a lot of sense, and it is a good government piece of legislation. He said the proponents had spoken to all the arguments in favor of this bill.

Phil Campbell, Montana Education Association, which wants to go on record as supporting HB-650 for all the reasons stated before. We think it is good legislation, and encourage the committee to adopt this.

Robin Ford, Field Representative, American Federation of County, State, and Municipal Employees, said he would like to go on record supporting HB-650 because it encourages all those people who want to do something about the state of the state of Montana, and not just talk about it, to get involved.

Opponents' Testimony: none

Questions From Committee Members:

Senator Thayer asked Representative Squires why this bill struck the language "or similar position"? Representative Squires said she is an LPN working in the Rehab center, and now when she returns, she will be returning to the "Float Pool". So she is going to a similar position, but she would have liked to have returned to her job that she had when she left, and that was working in the Rehab Center. Again the comparison of the waitress and hostess, if the waitress has worked up to the hostess position, the two positions can be looked at as "similar", therefore if the hostess position is not available, she would be put back into the waitress position. What she is trying to do is to expand the law that already gives you 180 days to serve in the Legislature. If you meet the requirement of returning after your term of service, then you will return to the

job you left. Senator Thayer said the employer can't just put you anywhere even under the original language. It still has to be the same seniority and status. Representative Squires said that is the same, but her job was bid out, and she is fortunate in having a contract where she can bid on other positions when she returns. Many individuals who do not have this option are not going to be able to go back and get the job they left. Senator Thayer asked what about small companies, and one employee leaves for 4 months that could hamper their ability to do business. They have to keep the position open for that person for 4 months. Representative Squires said she believed it is the individual's right to make the decision to run, and also to discuss it with the employer. If the individual chooses to run, then they should communicate with their employer and explain their decision. A temporary individual can be hired for that spot. It is not right that your employment could stop your service in the state of Montana if you have chosen to run. It is everybody's right and freedom and privilege to run for office. She said she understands that Senator Thayer is an employer, and it may put some burden on him, but also there are people who will fill those vacancies temporarily.

Senator Hammond had wanted to ask Don Judge a question, but he had left for another hearing. Senator Hammond said Judge had said that this bill is good for employers and employees, in fact everyone. He said it was hard to see the good for the employers that would like to run and serve, but they can't afford to? This bill could put the employer in a difficult situation when they lose a key person, and you couldn't keep the position open. It might be difficult to replace them while they are gone, so the employers will definitely suffer, so how is this good for everyone? Representative Squires said the law is already there that an employee is allowed 180 to serve, and is guaranteed a "similar" position. She is asking to strike "similar". This came up during the hearing in the House, but it is important to have a broad base of people serving in governments. This law still stops some people from running. Unless you happen to be retired, or a rancher, which is not a criticism, you might be stopped from running because you want to keep the exact job you have, not a similar one. We are limiting ourselves in the Legislature because there is talent that could benefit the state by not letting the individual return to the job they had.

Senator Hammond said he understood this, and thought diversity was good. He could not see where this has done anything for the employer. This will make it possible for almost any employee to run. Representative Squires said that is important, and they currently have the right to run now. She discussed with her employer that she was going to run, and she asked if it would be a problem? She was reassured that it would not be a problem. After her third term it is a problem, and now she will return to a different job. She was up front with her employer, and this is what has happened. This is an obstacle for some people who do want to run. She had no fault on age, but this would allow a

broad base, and allows people to come and serve. Employers have the privilege of usually having a #2 person that can take over if they decide to serve. This is not always true, but she feels this is significant to let all citizens have an open way to serve in state government.

Senator Harding asked Representative Squires to explain her position again. Representative Squires said that she had bid to get her position in the Rehab Center, and it is not a management position. Senator Harding said if a manager in her business ran it would be difficult not to replace him. Representative Squires said that a person could be hired on a temporary basis. She said this is nothing new. It is already law that her manager could run, and would have to given a similar position, but this bill would give him the same position.

Senator Bengtson asked Representative Squires if this would take the edge off the dispute between employers and employees?

Representative Squires said she has had to have clarification of the law 3 times on what her benefits are when she runs for the Legislature. Senator Bengtson asked if other employees would shelter the fall out by having to pick up the slack?

Representative Squires said her job could have been filled with a person called a temporary per diem who looked forward to working in one stable area for the amount of time she would be gone.

There has not been a problem in recruiting someone to work in her position for a temporary period. This time her employer removed her from a bid position into another position. Senator Bengtson asked if there are other types of employment that would not have ease in recruitment of temporary people? Does this open the Legislature to a more specific group like teachers or people not in managerial positions? Representative Squires said she could not answer for the teachers, but she said the temporary per diem workers are excited to get this position while she is gone.

Senator Thayer asked Tom Schneider if there is a federal law that says you can't run for the Legislature if your place of employment receives a certain amount of government funding? The teaching profession which receives a great deal of government funding is exempted from this. Why not correct something like this? Mr. Schneider said it is the Federal Hatch Act, and it is a federal law. The state of Montana has taken all of those restrictions off the books for anyone in the state. We did have a state Hatch Act that was repealed. We have nothing left that we have any control over. There was a bill in Congress which would have repealed the application of the Federal Hatch Act, but it was vetoed by President Bush last session for a lot of reasons, but mainly those that deal with federal employees. The law is restrictive to whether the employees own salary is partially funded by federal funds. Even if the employer receives money from the federal government, such as the case in the Fish & Game Department with Senator Bianchi, their job was funded partially with federal funds. The federal law will not allow them to run for office, but it is tied back to their own salary

being paid in any part by federal funds. We can't do anything with that because we have removed all those restrictions from state statute. We can't remove federal statute.

Senator Harding asked Representative Squires if when she returns to work will she go to another job? Why do you think management did this? Representative Squires said the rational was that she would be gone for a longer period of time, and so they needed to fill that particular position while she was gone. In some respects it was based on this definition of similar, so she will go back to "Float Pool" where she will give LPN care, and according to the current law, they had the right to do this because of the word similar. She will be delivering a similar type of work, but the Rehab Center was a permanent location of work where the "Float Pool" is just that, you float to areas where you are needed. She had no recourse to say they were wrong, and force them to put her in the Rehab Center. Senator Harding said she understood, but she did not have to take a cut in wages? Representative Squires said no. Her seniority stops at the time her leave of absence begins, her pay and retirement cease, and her medical benefits. These were the choices that her particular employer chose to use. She agreed to them because she feels that it is important that she serve in the Legislature.

Senator Eck asked if she feels that we will find more people to serve by removing the deterrent? Usually when looking for candidates, the lack of interest is because they can't afford to run. Representative Squires said she thought this would open the door for many that would run but are unsure of their job when they return. This would really open the door for women by making it law that they can return to the same job, so they would know they would still have the same wage, day shift, and not have to start providing day care. She does believe this will lead to an expansion of the fields from which we can draw candidates.

Closing by Sponsor: Representative Squires said that she feels this is a good government bill, and asked the committee to give it a do pass. If they do, Senator Jergeson has agreed to carry this bill.

HEARING ON HB-707

Presentation and Opening Statement by Sponsor: Representative William "Red" Menahan, District 67, said this bill is simple, and would expand the authority of the television district to be able to construct cable television systems. It repeals a section of law. On Page 2, we have put in "a district may not construct or operate an antenna, commonly known as a cable t.v. system, in an area already served by a private cable company with fewer than 1000 subscribers." So if you live in small area that does not have very many we've taken care of that. Also for taxpayers in a

DATE MARCH 19, 1991COMMITTEE ON SENATE LOCAL GOVERNMENT

VISITORS' REGISTER

NAME	REPRESENTING	BILL #	Check One	
			Support	Oppos
Mike T. Mason	TCI Cablevision ^{Butte, MT}	707		X
JOE W. HOLLAND	ROUNDUP CABLE	707		X
John Balock	Mel-View Cable	707		X
Peggy Thomas	ABC Cable	707		X
Steve Watt	TCI Cablevision ^{Helena, MT}	707		X
Ken Watts	Billing ^{Butte, MT} / ^{Helena, MT} / ^{Helena, MT}	707		X
Steven Lopez	TCI Cablevision ^{Missoula, MT}	707		X
Andrew M. Bostwick	Butte, MT	707		X
Michael D. Miller	Libby, MT	707		X
Doug Rice	Helena MT TCI Cable	707		X
WES HUFFMAN	TCI CABLEVISION, GT. FALLS	707		X
CLYDE J. JARVIS	MYSELF	707	X	
Steve Dornier	TCI Cablevision, ^{Butte, MT} / ^{Helena, MT} / ^{Dillon, MT}	707		X
MARK LANGDORE	AFSCME	HB 650	X	
Don DeShaw	Wheatland Electric & Cable TV	707		X
Ken Young	Cable Montrose	707		X
Paul Spangler	BRING BACK WGN	707	✓	
Drav Dawson	MT Dept Health	536	✓	
Wm Morgan		707	✓	
Paul M. Foster	United Insulating	952		X
Meridith Reiter	Empire Sand & Gravel	952		X
LINDA SPILL-ANDERSON	LEWIS & CLARK County	HB 707	✓	
Tom Glendinning	TCI CABLEVISION - HELENA	HB 707		X
Micko Murray	TCI HAIRE ^{Chinook} / ^{Harlem} / ^{Malta}	HB 707		X
LINDA SPILL-ANDERSON - MT Assn Counties		HB 952	✓	
Tim Bergstrom	MT STATE FIREMENS ASSOC	HB 650	X	

(Please leave prepared statement with Secretary)

DATE MARCH 19, 1991

COMMITTEE ON SENATE LOCAL GOVERNMENT

VISITORS' REGISTER

[illegible]

(Please leave prepared statement with Secretary)

-

ROLL CALL

SENATE LOCAL GOVERNMENT COMMITTEE

DATE 3-19-91

52 LEGISLATIVE SESSION _____

NAME	PRESENT	ABSENT	EXCUSED
Senator Beck			X
Senator Bengtson	X		
Senator Eck	X		
Senator Hammond	X		
Senator Harding	X		
Senator Kennedy	X		
Senator Thayer	X		
Senator Vaughn	X		
Senator Waterman	X		

Each day attach to minutes.

House Bill 650

Tim Bergstrom. I reside in Billings, Montana.

I am a life-long resident of Billings.

House Bill 650 encourages more participation in the democratic process.

Many citizens who are genuinely interested in government only participate in the process when they enter the voting booth.

While it is good that most Montanans exercise their right to vote, many citizens may not be willing to invest the necessary time away from their employment to serve in an elected capacity because such absence may be a detriment to their career advancement.

I think this is especially true of younger people in the work force. Workers who are in the incipient stages of their career.

It makes good sense to include a broad spectrum of Montanans in the legislative process of city, county, and state government. VIRTUALLY EVERY SEGMENT OF OUR SOCIETY IS AFFECTED BY THE ACTION OF THESE GOVERNING BODIES, AND EVERY SEGMENT DESERVES REPRESENTATION.

Enactment of this legislation would insure workers in Montana that they will not be adversely impacted for taking an active role in their government, whether it be at the city, county, or state level.

Tim A. Bergstrom

one group. You can't please everyone. This is the legislative process. You have to meet the needs of the majority of the people. There will be unhappy people, but there will be happy ones too.

Closing by Sponsor: Representative Darko said county commissioners are overseers of the budget in local government. They know how much money local government has to spend. They know when the dollars are available, and when they aren't. Oversight of the budget is one of their most important functions, and that is why they have been granted the \$2000, which they have always had, but was pulled out, and now is back in. From her experience, county commissioners are inconvenienced a lot where other elected officials are not. She took phone calls at 6:00 o'clock in the morning during Thanksgiving weekend because the county commissioners were not available and it was flooding. She couldn't do anything about it, but anytime this happens, the county commissioners are called out of bed to deal with these situations. This warrants the extra \$2000. The 100% COLA is very important. We will keep our elected officials from begging at our doors, and that means 3 or 4 less bills per session. The flexibility is absolutely important. County commissioners know what they can afford. The 80% would allow them to hold salaries at current level, and the 100% would provide fairness with the COLA. The bottom line of these points is that we do have a majority supporting this bill. She was very pleased to have the bill make it this far, and it is the best bill she has seen in five terms. She has served on Local Government and worked with these people, and this is a good bill. She wants it to pass, and if it does, she asked that her Senator, Eleanor Vaughn, carry the bill for her.

EXECUTIVE ACTION ON HB-650

Motion: Senator Thayer moved to reconsider HB-650.

Discussion: He explained that he had helped table this bill because the committee was not interested at the time in an amendment that would exempt small business of 10 employees or less.

Senator Hammond said he opposed the motion because he disagreed with the philosophy. This gives an unfair advantage to employees that employers don't have.

Senator Beck said that the statute currently allows them to return with equal salary, so they are protected now. What position does this put the employer in?

Senator Kennedy said the present law would allow his employer to give him a "similar" position in Omaha, not Kalispell. This bill would say that Representative Squires would go back to her job in Rehab, not to a swing job which is considered similar.

Senator Vaughn restated that this preference is already in statute for the National Guard and public employees.

Senator Beck said employees are protected now with "same or similar". C. Erickson read the statute concerning public employees and it does not state the word "same".

Senator Beck asked if this time off would cover special sessions? C. Erickson said that an employee is guaranteed 180 days plus 10 days after the session convenes, unless they have an illness or injury, to return to their job. This would cover time for a special session each year if needed.

Vote: The motion to take HB-650 off the table passed 8 to 1, and was recorded by a roll call vote. Senator Hammond voted against.

Amendments, Discussion, and Votes: Senator Kennedy moved the amendment to exempt small companies (Exhibit #7).

Senator Beck asked if an employee in a small company is still covered by the law that he will be allowed the time off? C. Erickson said yes.

Vote: The motion to exempt companies with 10 or less employees passed.

Amendments, Discussion, and Votes: Senator Bengtson said that she felt the use of the stricken word "similar" was fair. Senator Beck wanted to put the stricken word back in.

Senator Bengtson said that removing it had been the reason for the bill.

Senator Thayer suggested adding the word "shift" to stipulate that a person would return to the work hours they had before leaving.

Senator Bengtson felt this still gave the employee more than was necessary. Senator Hammond added that none of this bill considers the employer.

Senator Vaughn reiterated that the word "similar" was how Representative Squires was removed from her job in Rehab to the Float Pool, and she would still have the same shift, but the location would be different.

Senator Beck said it could not believe that the union didn't deal

with this. Senator Harding informed him that at the bargaining table this was given up because it was a matter that only affected a couple of people, not the entire bargaining group.

Senator Eck suggested that after "compensation" the words "hours, and locality" be added.

Senator Beck agreed and moved to put the stricken word "similar" back in and following "compensation" add "hours, locality."

The motion to accept amendments (Exhibit #8) passed.

Recommendation and Vote: Senator Kennedy moved to Concur in HB-650 as Amended. The vote was taken as a roll call vote, and the bill passed. Senator Hammond did not vote. Senator Jergeson will carry HB-650.

EXECUTIVE ACTION ON HB-497

Amendments, Discussion, and Votes: Senator Eck moved Representative Darko's technical amendment. The motion carried unanimously.

Discussion: Senator Kennedy asked if the MCDC could be segregated? Can a group be left out? C. Erickson said if this group was segregated that they would be removed from all the salary statutes, so new statutes dealing with them would need to be written.

Senator Beck said it did not make sense to segregate one group. County Commissioners do look at and know how I-105 affects them.

Senator Harding really was concerned that the Clerk and Recorders were not heard from, and there is already the problem with the 70/30 split with the assessors.

Senator Hammond said that Mike Stephen did not say anything. Senator Beck said if they didn't stand and oppose it they must not be too concerned. His county officials support the bill.

Senator Thayer said this bill says county commissioners will have to treat all elected officials the same, right? The committee agreed that was their understanding.

Senator Bengtson was concerned about raising the base plus 100% of COLA. No one else is guaranteed to get COLA. Who gets that 100% all the time? To ask for the base and the catch up all at once.

Senator Beck asked Mr. Morris if the elected officials had gotten

NOTICE OF COMMITTEE EXECUTIVE ACTION

(Do not use for actions resulting in report to floor).

To: Secretary of the Senate

Dated this 2 day of APRIL, 1991.

Committee: SENATE LOCAL GOVERNMENT

Bill: HB-650

Action: motion to take it off the table

Signature

Esther J. Bengtson

ROLL CALL

SENATE LOCAL GOVERNMENT COMMITTEE

DATE 4-2-91

52 LEGISLATIVE SESSION _____

NAME	PRESENT	ABSENT	EXCUSED
Senator Beck	X		
Senator Bengtson	X		
Senator Eck	X		
Senator Hammond	X		
Senator Harding	X		
Senator Kennedy	X		
Senator Thayer	X		
Senator Vaughn	X		
Senator Waterman	X		

Each day attach to minutes.

ROLL CALL VOTE

SENATE COMMITTEE SENATE LOCAL GOVERNMENT

Date April 2, 1991 Bill No. HB-650 Time 4:20 P.M.

NAME	YES	NO
SENATOR BECK	X	
SENATOR BENGTON	X	
SENATOR ECK	X	
SENATOR HAMMOND		X
SENATOR HARDING	X	
SENATOR KENNEDY	X	
SENATOR THAYER	X	
SENATOR VAUGHN	X	
SENATOR WATERMAN	X	

JOYCE INCHAUSPE-CORSON
Secretary

ESTHER BENGTON
Chairman

Motion: move to take HB-650 off the Table

SENATE STANDING COMMITTEE REPORT

Page 1 of 1
April 3, 1971

MR. PRESIDENT:

We, your committee on Local Government having had under consideration House Bill No. 650 (third reading copy - blue), respectfully report that House Bill No. 650 be amended and as so amended be concurred in:

1. Title, line 4.

Following: "REQUIRING"

Insert: "CERTAIN"

Insert: "or similar positions"

Insert: "hours, locality,"

2. Title, line 6.

Strike: "POSITION"

Insert: "OR SIMILAR POSITIONS"

3. Title, line 7.

Following: "COMPENSATION,"

Insert: "HOURS, LOCALITY,"

4. Page 1, line 18.

Following: "Employees"

Insert: "of an employer who employs 10 or more persons must upon"

5. Page 1, lines 19 and 20

Following: "(2)."

Insert: ", "

Strike: remainder of line 19 through "employers" on line 20

6. Page 1, line 21.

Following: "positions"

Insert: "or similar positions"

Following: "compensation,"

Insert: "hours, locality,"

Signed:

Esther G. Bengtson
Esther G. Bengtson, Chairman

LB 4/3/71

Amd. Coord.

LB 4/3/71

Sec. of Senate

701022 C-11B

ROLL CALL VOTE

SENATE COMMITTEE SENATE LOCAL GOVERNMENT

Date April 2, 1991 Bill No. HB-650 Time 4:38

NAME	YES	NO
SENATOR BECK	X	
SENATOR BENGTON	X	
SENATOR ECK	X	
SENATOR HAMMOND		X
SENATOR HARDING	X	
SENATOR KENNEDY	X	
SENATOR THAYER	X	
SENATOR VAUGHN	X	
SENATOR WATERMAN	X	

JOYCE INCHAUSPE-CORSON
Secretary

ESTHER BENGTON
Chairman

Motion: motion to add stricter language
plus, hours, locality.

ROLL CALL VOTE

SENATE COMMITTEE SENATE LOCAL GOVERNMENT

Date April 2, 1991 Bill No. HB-650 Time 4:42 p.m.

NAME	YES	NO
SENATOR BECK	X	
SENATOR BENGTON	X	
SENATOR ECK	X	
SENATOR HAMMOND		
SENATOR HARDING	X	
SENATOR KENNEDY	X	
SENATOR THAYER	X	
SENATOR VAUGHN	X	
SENATOR WATERMAN	X	

JOYCE INCHAUSPE-CORSON
Secretary

ESTHER BENGTON
Chairman

Motion: motion to Concur in HB-650 as
Amended.
Senator Fidy will carry

Amendments to House Bill No. 650
Third Reading Copy

Requested by Senator Kennedy
For the Committee on Labor

Prepared by Greg Petesch
March 22, 1991

SENATE LOCAL GOVT. COMM.

EXHIBIT NO. 7

DATE 4-2-91

BILL NO. HB-650

1. Title, line 4.

Following: "REQUIRING"

Insert: "CERTAIN"

2. Page 1, line 18.

Following: "Employees"

Insert: "of an employer who employs 10 or more persons must,
upon"

3. Page 1, lines 19 and 20.

Following: "(2)"

Insert: ", "

Strike: remainder of line 19 through "employers" on line 20

Amendments to House Bill No. 650
Third Reading Copy

Requested by Senator Bengtson
For the Committee on Local Government

Prepared by Connie Erickson
April 3, 1991

SENATE LOCAL GOVT. COMM.

EXHIBIT NO. 8

DATE 4-2-91

BILL NO. HB-650

1. Title, line 6.

Strike: "POSITION"

Insert: "OR SIMILAR POSITIONS"

2. Title, line 7.

Following: "COMPENSATION,"

Insert: "HOURS, LOCALITY,"

3. Page 1, line 21.

Following: "positions"

Insert: "or similar positions"

Following: "compensation,"

Insert: "hours, locality,"